

JOSEPH P. RUSSONIELLO  
United States Attorney  
CHARLES O'CONNOR  
Assistant United States Attorney  
450 Golden Gate Ave., Box 36055  
San Francisco, CA 94102  
Telephone: (415) 536-6967  
Facsimile: (415) 436-6748

RONALD J. TENPAS  
Assistant Attorney General  
BARCLAY T. SAMFORD (NMBN 12323)  
Trial Attorney  
U.S. Department of Justice  
Environment & Natural Resources Div.  
1961 Stout St., 8<sup>th</sup> Floor  
Denver, CO 80294  
Telephone: (303) 844-1475  
Facsimile: (303) 844-1350

Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

TRI-VALLEY CARES, MARYLIA KELLEY, )  
JANIS KATE TURNER, and )  
JEDIDJAH DE VRIES, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
UNITED STATES DEPARTMENT OF ENERGY, )  
NATIONAL NUCLEAR SECURITY )  
ADMINISTRATION, LAWRENCE LIVERMORE )  
NATIONAL LABORATORY, )  
 )  
Defendants. )  
\_\_\_\_\_ )

Case No. 08-cv-1372-SBA

**STIPULATION SETTING  
DEADLINE FOR FILING  
DEFENDANTS' OPPOSITION  
TO PLAINTIFFS' SECOND  
MOTION FOR LEAVE TO FILE  
SUPPLEMENTAL BRIEF**

Stip. Setting Deadline for Defs' Opp. to Plfs' Mot. for Leave to File Supp. Br. - 08-cv-1372-SBA

1 THROUGH THEIR UNDERSIGNED COUNSEL, the parties hereby agree and stipulate as  
2 follows:

- 3 1. On July 11, 2008, Plaintiffs filed their second motion for leave to file a supplemental  
4 brief in support of their motion for preliminary injunction. Dkt. No. 47. Plaintiffs'  
5 proposed supplemental brief includes more than 150 pages of exhibits. Id.
- 6 2. Plaintiffs filed their motion as one for administrative relief under Civil Local Rule 7-11,  
7 which requires Defendants to respond in three days.
- 8 3. Defendants do not believe Plaintiffs' motion was properly subject to Local Rule 7-11.
- 9 4. The parties have agreed that in order to provide Defendants adequate opportunity to  
10 respond, Defendants' opposition to Plaintiffs' second motion for leave to file a  
11 supplemental brief will be filed no later than August 15, 2008.

12  
13 Dated: July 14, 2008

/s/ Robert J. Schwartz  
Robert J. Schwartz  
Attorney for Plaintiffs

14  
15 Dated: July 14, 2008

/s/ Barclay T. Samford  
Barclay T. Samford  
Attorney for Defendants

16  
17  
18 [PROPOSED] ORDER

19 GOOD CAUSE APPEARING from the parties' foregoing stipulation,  
20 IT IS SO ORDERED.  
21

22 Dated: July \_\_\_, 2008

SAUNDRA BROWN ARMSTRONG  
United States District Judge

JOSEPH P. RUSSONIELLO  
United States Attorney  
CHARLES O'CONNOR  
Assistant United States Attorney  
450 Golden Gate Ave., Box 36055  
San Francisco, CA 94102  
Telephone: (415) 536-6967  
Facsimile: (415) 436-6748

RONALD J. TENPAS  
Assistant Attorney General  
BARCLAY T. SAMFORD (NMBN 12323)  
Trial Attorney  
U.S. Department of Justice  
Environment & Natural Resources Div.  
1961 Stout St., 8<sup>th</sup> Floor  
Denver, CO 80294  
Telephone: (303) 844-1475  
Facsimile: (303) 844-1350

Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

TRI-VALLEY CARES, MARYLIA KELLEY, )  
JANIS KATE TURNER, and )  
JEDIDJAH DE VRIES, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
UNITED STATES DEPARTMENT OF ENERGY, )  
NATIONAL NUCLEAR SECURITY )  
ADMINISTRATION, LAWRENCE LIVERMORE )  
NATIONAL LABORATORY, )  
 )  
Defendants. )  
\_\_\_\_\_ )

Case No. 08-cv-1372-SBA

**STIPULATION SETTING  
DEADLINE FOR FILING  
DEFENDANTS' OPPOSITION  
TO PLAINTIFFS' SECOND  
MOTION FOR LEAVE TO FILE  
SUPPLEMENTAL BRIEF**

Stip. Setting Deadline for Defs' Opp. to Plfs' Mot. for Leave to File Supp. Br. - 08-cv-1372-SBA

1 THROUGH THEIR UNDERSIGNED COUNSEL, the parties hereby agree and stipulate as  
2 follows:

- 3 1. On July 11, 2008, Plaintiffs filed their second motion for leave to file a supplemental  
4 brief in support of their motion for preliminary injunction. Dkt. No. 47. Plaintiffs'  
5 proposed supplemental brief includes more than 150 pages of exhibits. Id.
- 6 2. Plaintiffs filed their motion as one for administrative relief under Civil Local Rule 7-11,  
7 which requires Defendants to respond in three days.
- 8 3. Defendants do not believe Plaintiffs' motion was properly subject to Local Rule 7-11.
- 9 4. The parties have agreed that in order to provide Defendants adequate opportunity to  
10 respond, Defendants' opposition to Plaintiffs' second motion for leave to file a  
11 supplemental brief will be filed no later than August 15, 2008.

12  
13 Dated: July 14, 2008

/s/ Robert J. Schwartz  
Robert J. Schwartz  
Attorney for Plaintiffs

14  
15 Dated: July 14, 2008

/s/ Barclay T. Samford  
Barclay T. Samford  
Attorney for Defendants

16  
17  
18 [PROPOSED] ORDER

19 GOOD CAUSE APPEARING from the parties' foregoing stipulation,  
20 IT IS SO ORDERED.  
21

22 Dated: July \_\_\_, 2008

SAUNDRA BROWN ARMSTRONG  
United States District Judge